



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Gregory Collier, et al. Examiner: Christine J. Saoud
Serial No: 10/039,050 Art Unit: 1647
Filed: December 31, 2001 Docket: 12785
For: NOVEL GENES AND THEIR USE IN THE MODULATION OF OBESITY, DIABETES AND ENERGY IMBALANCE
Dated: November 4, 2005

Confirmation No.: 2282

Commissioner for Patents
Alexandria, VA 22313-1450

PETITION UNDER 37 C.F.R. § 1.78(a)(6)

Dear Sir:

Pursuant to 37 C.F.R. § 1.78(a)(6), Applicants respectfully submit the instant Petition to claim priority from Provisional Application No. 60/141,441, filed June 29, 1999. The entire delay from the date the priority claim was due under 37 C.F.R. § 1.78(a)(5)(ii) to this date was unintentional. The fee for this petition, pursuant to 37 C.F.R. § 1.17(t), is also enclosed. Applicants respectfully request that this petition be approved.

Respectfully submitted,

Xiaochun Zhu
Registration No. 56,311

Scully, Scott, Murphy & Presser
400 Garden City Plaza-Ste 300
Garden City, New York 11530
Telephone: 516-742-4343
XZ:ab